

SENATE BILL No. 329

DIGEST OF INTRODUCED BILL

Citations Affected: IC 5-2-12-4.

Synopsis: Offender registry. Requires persons convicted of: (1) murder; (2) voluntary manslaughter; or (3) battery against a child resulting in serious bodily injury or death; to register with the sex and violent offender registry.

Effective: July 1, 2004.

Mrvan

January 12, 2004, read first time and referred to Committee on Criminal, Civil and Public Policy.

C
o
p
y



Introduced

Second Regular Session 113th General Assembly (2004)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2003 Regular Session of the General Assembly.

SENATE BILL No. 329

A BILL FOR AN ACT to amend the Indiana Code concerning corrections.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 5-2-12-4, AS AMENDED BY P.L.116-2002,
2 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2004]: Sec. 4. (a) As used in this chapter, "offender" means
4 a person convicted of any of the following sex and violent offenses:
5 (1) Rape (IC 35-42-4-1).
6 (2) Criminal deviate conduct (IC 35-42-4-2).
7 (3) Child molesting (IC 35-42-4-3).
8 (4) Child exploitation (IC 35-42-4-4(b)).
9 (5) Vicarious sexual gratification (IC 35-42-4-5).
10 (6) Child solicitation (IC 35-42-4-6).
11 (7) Child seduction (IC 35-42-4-7).
12 (8) Sexual misconduct with a minor as a Class A, Class B, or
13 Class C felony (IC 35-42-4-9).
14 (9) Incest (IC 35-46-1-3).
15 (10) Sexual battery (IC 35-42-4-8).
16 (11) Kidnapping (IC 35-42-3-2), if the victim is less than eighteen
17 (18) years of age.



C
o
p
y

(12) Criminal confinement (IC 35-42-3-3), if the victim is less than eighteen (18) years of age.

(13) **Murder (IC 35-42-1-1).**

(14) **Voluntary manslaughter (IC 35-42-1-3).**

(15) **Battery (IC 35-42-2-1) resulting in:**

(A) **serious bodily injury to; or**

(B) **the death of;**

a child less than eighteen (18) years of age.

(16) An attempt or conspiracy to commit a crime listed in subdivisions (1) through ~~(12)~~ **(15).**

~~(14)~~ **(17)** A crime under the laws of another jurisdiction, including a military court, that is substantially equivalent to any of the offenses listed in subdivisions (1) through ~~(13)~~ **(16).**

(b) The term includes a child who has committed a delinquent act and who:

(1) is at least fourteen (14) years of age;

(2) is on probation, is on parole, or is discharged from a facility by the department of correction, is discharged from a secure private facility (as defined in IC 31-9-2-115), or is discharged from a juvenile detention facility as a result of an adjudication as a delinquent child for an act that would be an offense described in subsection (a) if committed by an adult; and

(3) is found by a court by clear and convincing evidence to be likely to repeat an act that would be an offense described in subsection (a) if committed by an adult.

**C
o
p
y**

